

IN THE UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT

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| ROBERT C. MUNOZ, Petitioner, v. NATIONAL LABOR RELATIONS BOARD, Respondent. | Case No. 16-71915 Board Case Nos. 32-CA-119054 32-CA-126896 |
| TARLTON & SON, INC., Petitioner, v. NATIONAL LABOR RELATIONS BOARD, Respondent. | Case No. 17-70532 Board Case Nos. 32-CA-119054 32-CA-126896 |
| NATIONAL LABOR RELATIONS BOARD, Petitioner, v. TARLTON & SON, INC., Respondent. | Case No. 17-70632 Board Case Nos. 32-CA-119054 32-CA-126896 |

**ON APPEAL FROM NATIONAL LABOR RELATIONS BOARD
CASE NO. 32-CA-119054 AND 32-CA-126896, 363 NLRB NO. 175
NON-OPPOSITION TO MOTION TO INTERVENE OF TARLTON
AND SON, INC.**

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Attorneys for Petitioner, ROBERT C. MUNOZ

Petitioner, ROBERT C. MUNOZ, does not oppose the motion to intervene by Tarlton and Son, Inc. in Case No. 16-71915. The Court, however, should not disturb the current briefing schedule.

Date: April 11, 2017

Respectfully Submitted

By: /s/ David A. Rosenfeld
David A. Rosenfeld
WEINBERG, ROGER & ROSENFELD
A Professional Corporation
Petitioner ROBERT C. MUNOZ

CERTIFICATE OF SERVICE

I am a citizen of the United States and an employee in the County of Alameda, State of California. I am over the age of eighteen years and not a party to the within action; my business address is 1001 Marina Village Parkway, Suite 200, Alameda, California 94501.

I hereby certify that on April 11, 2017, I electronically filed the foregoing **NON-OPPOSITION TO MOTION TO INTERVENE OF TARLTON AND SON, INC.** with the United States Court of Appeals, for the Ninth Circuit, by using the Court's CM/ECF system.

I certify that all participants in the case are registered CM/ECF users and that service will be accomplished by the Notice of Electronic Filing by the Court's CM/ECF system.

I certify under penalty of perjury that the above is true and correct.
Executed at Alameda, California, on April 11, 2017.

/s/ Karen Kempler
Karen Kempler

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